

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CR2011-138856-003 DT

06/17/2016

HON. TERESA SANDERS

CLERK OF THE COURT
S. Radwanski
Deputy

STATE OF ARIZONA

JEANNETTE GALLAGHER
JAY ROBERT RADEMACHER

v.

SAMMANATHA LUCILLE REBECCA ALLEN
(003)

JOHN RONAN CURRY
JEREMY L. BOGART

CAPITAL CASE MANAGER

UNDER ADVISEMENT RULING

The Court has read and considered the State's *Request for Stay* filed June 9, 2016. Neither defendant objects to the State's request.

The State is requesting that this Court order a stay in the Superior Court proceedings of both defendants so that it may pursue a Petition for Review with the Arizona Supreme Court in light of the recent Court of Appeals (Division One) opinion in *Allen v. Sanders*, 2016 WL 3030136 (May 26, 2016).

This Court is concerned that a stay of the current proceedings in these two capital matters would substantially delay them. These matters commenced in 2011 and have each been pending in Superior Court for almost five years.

This Court will defer to the Arizona Supreme Court to determine whether a stay is necessary for it to consider the State's Petition for Review in these two matters.

IT IS ORDERED denying the State's *Request for Stay*.

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IT IS FURTHER ORDERED setting a continued *Chronis* hearing, with respect to the F2 aggravating circumstance only, for defendant Sammantha Allen on **July 29, 2016 at 9:00 a.m.** before this division.

IT IS FURTHER ORDERED affirming the Final Trial Management Conference scheduled for **July 12, 2016 at 8:30 a.m.** before this division.

IT IS FURTHER ORDERED affirming the Trial scheduled for **August 8, 2016 at 9:30 a.m.** before this division.

LAST DAY REMAINS: August 31, 2016